

January 29, 2009

Federal Election Commission  
999 E Street, NW  
Washington, D.C. 20463

ID Number: C00445015

Reference: 30 Day Post-Special Election Report (11/17/08-12/26/08)

To Whom It May Concern:

Our committee is in receipt of the Commission's letter regarding the above referenced report. Please see below for our complete response. If you need any further information, please do not hesitate to contact us.

Our committee understands the importance of contribution limits. We have in place a detailed system for tracking contributor's contributions. In both instances noted in the letter we have taken the required steps to obtain the documentation necessary to redesignate the excessive portion of the contribution. In Mr. Otto's case, we have not received the paperwork back as of the close of books for this report. Mr. Lyon did return the redesignation form and his contribution has been redesignated. A copy of this form is being mailed via USPS as a supplement to this filing. Mr. Otto will be resolved within the timeframe required by the Commission.

The voided check in question does not result in a corporate contribution. The vendor in question was fully compensated for their work and no in-kind results from the relationship. The void was necessary to clean up a billing error and reconcile our cash.

The 48 hour notices for Clay Lee and Cindy Walker were filed on 11-17-08 and are online for the public to view. It does appear that the other contributors were missed in the extremely large volume of contributions during this period. Over 150 48 hour notices were successfully filed but these were missed. We have reviewed each instance and have implemented new systems to ensure that this does not happen again.

All of the 48 hour notices listed under bullet point 4 were contained on the pre-general report. They were all recorded on 11-16-08 but the date was 11-17-08 on the 48 hour notice. Given that the 16th was the cut-off for the period, this slight change meant that they were on the pre-election instead of the post election report. The end result is that, in all instances, these contributions were reported both as 48 hour notices and on the full report.

Our committee does have in place a system that meets the best efforts standard established by the Commission. All of our original solicitations have the request for employer and occupation information on them. We inform the potential donor that we are required by federal law to request this information. For the donors that do not provide that information, we automatically send them a written request for it within 30 days. This follow up does not request any additional monies and contains a self addressed envelope and again informs the person of the federal requirement for requesting this information. In the full amendment that supplements this filing you will find all the additional information gained since the original report was filed.

We trust this response is sufficient and completes the public record. Thank you for the opportunity to respond.

Sincerely,

Fleming for Congress

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